

**TOWNSHIP OF EDGEWATER PARK
MINUTES
FEBRUARY 2, 2010**

Mayor Johnson called the meeting to order at 7:05 PM

FLAG SALUTE

Open Public Meetings Act Statement

IN COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT, CHAPTER 231,
P.L. 1975 THE CLERK READ THE STATEMENT:

Public Notice of this meeting pursuant to the Open Public Meetings Act has been given by the Township Committee in the following manner:

- A. By posting written notice on the Official Bulletin Board at the Municipal Building 400 Delanco Road Edgewater Park, New Jersey on January 6, 2010.
- B. By e-mailing written notice to the Burlington County Times and Courier Post on January 6, 2010.
- C. By filing written notice with the Clerk of the Township of Edgewater Park on January 6, 2010.

Present: Mrs. Aimee Belgard, Mr. Darrell Booker, Mr. John McElwee, Mr. Joseph Pullion, Mayor Kevin Johnson (Committee Members)

Also present: Mr. Robert Brian, Chief of Police (Closed and Public), Mr. Aubrey Painter, Superintendent of Public Works (Closed and Public), Mrs. Linda Dougherty, Clerk/Administrator (Closed and Public), Mr. William Kearns, Solicitor (Closed and Public) and Mr. Rakesh Darji, Township Engineer (Public)

DISCUSSION(S)/PRESENTATION(S)

PROCLAMATIONS:

Mrs. Dougherty explained the significance of National Wear Red Day, Friday February 5, 2010:

WHEREAS, diseases of the heart are the nation's leading cause of death and stroke is the third leading cause of death;

WHEREAS, cardiovascular diseases (CVD) claim the lives of nearly 455,000 American females each year or about one death per minute;

WHEREAS, each year, 53 percent of all cardiovascular disease deaths occur in females, as compared to 47 percent in men, and nearly 30,400 more females than males die from a stroke;

WHEREAS, in 2009 the estimated direct and indirect cost of cardiovascular diseases and stroke in the U.S. is estimated at \$475 billion;

WHEREAS, more women die of cardiovascular disease than the next five leading causes of death combined, including all cancers;

WHEREAS, one in 2.7 women die from cardiovascular disease and 64 percent of women who die suddenly from coronary heart disease have no previous symptoms;

WHEREAS, February is designated as American Heart Month;

WHEREAS, Go Red For Women is the American Heart Association's national movement to make women aware of their risk for heart disease—the leading cause of death for women—and to empower women to make choices and take action to reduce that risk;

WHEREAS, all women should learn their own personal risk for heart disease, using tools such as the American Heart Association's Go Red For Women Heart CheckUp, Go Red BetterU and by talking to their healthcare provider;

NOW, THEREFORE, the Mayor and the Township Committee of the Township of Edgewater Park, in recognition of the importance of the ongoing fight against heart disease and stroke, do hereby proclaim Friday, February 5, 2010 to be

"National Wear Red Day for Women"

in the Township of Edgewater Park and urge all citizens to "go red" for the day and wear red on February 5, 2010 to call attention to the magnitude of cardiovascular disease in women, and as a show of support to fight it, as well as in recognition of family, friends and neighbors who have suffered from cardiovascular disease. By increasing awareness of the risk factors for this devastating disease and taking actions to reduce them, we can save thousands of lives each year.

Moved by: Mr. Pullion Second: Mrs. Belgard

Hearing no discussion:

Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

REPORTS

The Solicitor reported there were no changes since his report from the January 19, 2010 meeting.

Report from the Engineer is appended hereto.

NJDOT State Aid-Ivy Road:

Mrs. Dougherty discussed that there is a new law that permits increases in asphalt costs for road projects; the law becomes effective May 2010 and it may affect the Ivy Road project depending on quantities used.

Mr. Kearns stated he would forward the law from the state to Mr. Darji and Mrs. Dougherty.

Mrs. Dougherty further discussed that the Cool Cities Program is on hold by the State for lack of funding; this program was used to install trees on N/S Garden Blvd. We planned on utilizing the Program for the Ivy Road/Fern Lane Project.

Mr. Darji discussed that the cost to remove and replace the trees on the Ivy Road/Fern Lane project is approximately \$3,000.

Mrs. Belgard questioned whether phasing the project would cost more. Mr. Darji discussed that Fern lane will be delineated in the project as an alternate therefore the costs would be

comparable to Ivy Road; if the job is separated then the cost could be higher depending on how the project is offered.

The discussion pursued regarding stormwater management and the need to evaluate the intersection of Ivy Road and Fern Lane; this is an area prone to flooding. The storm drains are weep lines only and may need to be expanded. Upon discussion, Township Committee authorized Mr. Painter to move forward with Root-24 televising of Ivy Road and Fern Lane storm lines at an estimated cost of \$400.00; video to be reviewed by Mr. Darji, Township Engineer and report back his recommendations. Consensus of Committee was to not move forward with additional engineering work or the bond until the full cost estimate of the project is presented for review.

Ordinance 2-2010-Stop Sign at various intersections:

Upon discussion, Township Committee authorized Mrs. Dougherty to move forward with the Stop sign ordinance at the next meeting leaving in the stop signs at Silver Park West at the Engineers recommendation.

Tea-21 Cooper Street/W Franklin Avenue Project

Mr. Darji discussed that the crosswalks are still an open issue; crosswalks are starting to deteriorate; temporary patches will installed by the County. Township Committee further questioned whether the material used with the crosswalks still had to be used since the material is of poor quality. Mr. Darji stated that a meeting with township representatives, the contractor and County will be scheduled in early spring to address the situation.

Report from Municipal Clerk/Administrator is appended hereto.

Disorderly Persons Violation Ordinance:

Mr. Kearns stated he would have a draft available for Committee's review.

Report from the Superintendent of Public Works is appended hereto.

Report from the Chief of Police is appended hereto.

There were no other reports.

REPORT ACCEPTANCE

Moved by: Mayor Johnson

Second: Mrs. Belgard

Hearing no discussion:

Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

AUTHORIZATIONS:

Donation for Boys and Girls State to American Legion Post #79, cost is \$185.00 for a boy and \$210.00 for a girl.

Upon discussion, consensus of Township Committee was to table the discussion to the February 16, 2010 meeting.

APPOINTMENTS/RESIGNATIONS: NONE

FUNCTION APPLICATIONS:

PUBLIC FUNCTIONS:

Steve Bruneau on behalf of EPAA; requesting use of Weimann Fieldhouse for Monthly Meetings; 2nd Tuesday from 7PM -10 PM (Certificate of Insurance on file)

Moved by: Mr. McElwee Second: Mr. Pullion

Hearing no discussion:

Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

Motion to Approve the following three public functions permits by consent agenda; if any items on the consent agenda require discussion, it shall be removed from the consent agenda to the regular agenda.

Moved by: Mayor Johnson Second: Mr. McElwee

Hearing no discussion:

Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

Steve Bruneau on behalf of EPAA; requesting use of Memorial Fields for baseball, soccer, football and softball ; 3/1/10 – 6/30/10, Monday through Friday, 6pm to 9pm and Saturday 9 am to 9 pm and Sunday 9pm till 6pm. (Certificate of Insurance on File)

Steve Bruneau on behalf of EPAA; requesting use of Kite Fields for baseball 3/1/10 – 7/1/10, Monday through Friday, 6pm to dusk and Saturday 9 am to dusk and Sunday 12pm till dusk. (Certificate of Insurance on File)

Steve Bruneau on behalf of EPAA; requesting use of Memorial Fields for Baseball Opening Day; 4/17/10 – Rain Date 4/18/10 8 am to 9 am (Certificate of Insurance on File)

SOLICITOR'S PERMIT

BCHS High School Band, Collection Dates February 6 through February 7, 2010; Pathmark and 7-11 (Letters of Authorization from businesses pending) Requesting waiver of all fees. A letter is on file from the Chief of Police advising that there is nothing in the background check that would preclude Committee from considering the permit application.

Moved by: Mr. Pullion Second: Mr. Booker

Hearing no discussion:

Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

REPORT OF OFFICIALS

Committeeman McElwee:

Liaison to the EPAA: Mr. McElwee reported the Edgewater Park Athletic Association is hosting a Beef and Beer at the 45th Street Pub on March 20 the tickets are \$25 each. Mr. McElwee discussed that he has tickets or they may purchase them from Steve Bruneau, President EPAA.

Committeeman Pullion:

Liaison to the Redevelopment: Mr. Pullion reported he is very hopeful that the Cardinale Development will be developed as a one day surgical center. He further discussed that Mrs. Dougherty met with the potential developers and the County to review funding options which includes the recent stimulus funding approved by the Freeholders. Mr. Pullion further reported one day surgical centers will no longer be approved through the state after June of 2010 but the Township is fortunate to receive site plan approval before that deadline.

Committeewoman Belgard:

Liaison to Senior Advisory: Mrs. Belgard reported the Senior Advisory meeting was unable to meet in January but will hopefully meet in February.

Committeeman Booker:

Liaison to the School Board: Mr. Booker reported the School Board met last week. The Board reported that their budget is going to be tough this year and they will have to tap into their surplus. Mr. Booker further reported the schools are excited about the video system security; the Edgewater Park Police Department assisted with the installation of the system.

Liaison to the Recreation Committee:

Mr. Booker state the Annual Breakfast with the Bunny is coming up and will be published in the Beverly Bee. Mr. Booker needs volunteers for games and with collecting donations.

Mayor Johnson:

Liaison to Neighborhood Watch: Mayor Johnson reported approximately thirty residents attended the lead awareness program. The program was excellent and the presenter is willing to expand the seminar to other agencies.

Liaison to the Memorial Day Parade:

Mayor Johnson reported there are tickets available for the Memorial Day Fundraiser at the Elks Lodge on 2/20/10 for \$20.00. Mayor Johnson further reported Neighborhood Watch will have float for the parade. American Masonry will supply and drive the float. He further discussed that he will be meeting with the Mayor Cook next week and will be requesting the route be expanded to Green Street.

MAYORAL APPOINTMENT

Mayor Johnson announced the following Mayoral Appointment:

Planning Board Alternate No. 2: Karla Hoffman to fill the unexpired term of John McElwee until 12/31/2010.

ORDINANCE(S):

Ordinance No. 2010-1: (Second Reading and Public Hearing)

An Ordinance Of The Township Of Edgewater Park Providing For And Determining The Rates Of Compensation For Employees For The Year 2009 Through 2010

BE IT ORDAINED AND ENACTED by the Township Committee of the Township of Edgewater Park, County of Burlington, State of New Jersey, as follows:

Section 2.20.010 The annual rates of compensation of officers and employees whose compensation shall be payable bi-weekly shall be as follows:

POSITION	SALARY RANGE
Administrator	\$25,000 - \$30,000
Municipal Clerk	\$56,000 - \$65,500
Deputy Township Clerk	\$10,000 - \$40,000

Recycling Coordinator	\$ 4,200 - \$5,500
Principal Clerk Typist	\$38,000 - \$42,500
Senior Clerk Typist	\$36,000 – \$40,000
Clerk Typist	\$25,000 – \$37,000
Part-time Clerk Typist	\$10.00 - \$15.00 (per hour)
Registrar-Vital Statistics	\$1,100 - \$1,300
Deputy Registrar-Vital Statistics	\$ 750 - \$ 900
Police Records Clerk	\$25,000 – \$37,000
Senior Police Records Clerk	\$36,000 - \$40,000
Principal Police Records Clerk	\$38,000 - \$42,500
Secretary, Board of Health	\$1,100 - \$1,300
CFO, Consultant	\$10,000 – \$20,000
Chief Financial Officer	\$40,000 - \$60,000
Tax Collector	\$40,000 – \$60,000
Tax Assessor	\$ 15,000 - \$22,000
Recreation Coordinator	\$ 1,000 - \$15,500
Municipal Court Judge	\$ 7,000 – \$22,000
Court Administrator	\$36,500 – \$55,500
Deputy Court Administrator	\$25,000 – \$40,000
Court Recorder	\$50 - \$150 per session
Court Attendant	\$75 - \$150 per session
Construction Official (Over Base Hours)	\$10,000 - \$15,000 \$25 - \$30 per hour
Building Inspector & Sub Code Official (Over Base Hours)	\$10,000 - \$15,000 \$25 - \$30 per hour
Property Maintenance/Rental Licensing Insp.	\$10,000 - \$45,000
Property Maintenance/Rental Lic Insp (Hourly)	\$10 - \$25 per hour

Zoning Officer	\$3,000 - \$10,000 \$10 - \$25 per hour
Plumbing Inspector	\$23 -\$30 per hour
Electrical Inspector	\$23 -\$30 per hour
Fire Sub Code Official	\$23 -\$30 per hour
Streets Superintendent	\$65,000 - \$79,500
Streets Repairer/Laborer	\$38,000 - \$55,000
Streets Repairer/Laborer (Hourly)	\$ 10 - \$ 17 per hour
Part-time Public Works Grounds Keeper/Driver/Snow Plow Operator	\$10 - \$17 (Per Hour)
Chief of Police	\$90,000 - \$106,000
Lieutenant	\$75,000 - \$84,000
Sergeant	\$72,000 - \$81,000
Patrolman	\$42,000 - \$75,000
Special Police Officer	\$15 - \$25 (Per Hour)
Crossing Guards Substitute Classified/Unclassified	\$14.00 – \$18.00 per post \$ 16.00 – \$30.50 per post

SECTION 2:2-2. The annual rates of compensation of officers and employees whose compensation shall be paid quarterly shall be as follows:

Township Mayor	\$ 1 - \$4,800
Township Committee	\$1 - \$3,900
Police Matron (includes all call-outs)	\$ 5,500 - \$10,000
Court Administrator/Deputy Court Administrator (includes all call-outs)	\$7,000 - \$10,000

SECTION 2:2-3. The annual rates of compensation of officers and employees whose compensation shall be payable annually shall be as follows:

Member, Board of Health	\$50
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Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

Ordinance No. 2010-4: (First Reading) An Ordinance to Amend Sections of Chapter XVI, Land Development Ordinance, Township of Edgewater Park, Burlington County, New Jersey

WHEREAS, the Township of Edgewater Park has been engaged in litigation in the New Jersey Superior Court regarding zoning standards calling for a 6-acre minimum lot size, and it is evident that the 6-acre minimum is not appropriate and that revised zoning standards must be established,

NOW THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Edgewater Park, County of Burlington and State of New Jersey as follows:

SECTION 1: § 16-82.9 R-LD Residential, Low-Density District is hereby modified as follows:

§ 16-82.9.1 R-7 RESIDENTIAL, LOW-DENSITY DISTRICT.

(a) Permitted Principal Uses. In an R-7 Residential, Low Density District, land shall be used only for the following permitted uses:

- (1) Single-family detached dwellings.
- (2) Public parks and recreational facilities.
- (3) Governmental buildings and facilities.

(b) Permitted Accessory Uses. Only the following accessory uses are permitted when on the same lot with and customarily incidental to the foregoing permitted uses:

- (1) Private garages.
- (2) Utility sheds.
- (3) Private swimming pools, including above and below ground.
- (4) Fences and walls.
- (5) Decks and patios.
- (6) Home occupations.
- (7) Signs pursuant to §16-90.

(c) Area and Bulk Regulations.

- (1) The area and bulk regulations for this district shall be in accordance with the requirements set forth in the Schedule of Area and Bulk Requirements.
- (2) A minimum 50' wide conservation easement shall be provided along any

abutting R-2 Zoning District. The easement shall prohibit the location of any structures therein other than fencing.

- (3) A minimum 25' wide conservation easement shall be provided along all tract boundaries that abut zoning districts other than an R-2 District. The easement shall prohibit the location of any structures therein other than fencing and public roadways.
- (4) A minimum 20 percent of a tract shall be open space not including the required conservation easements indicated in (2) and (3), above. The 20 percent required open space may include stormwater management facilities and passive or active recreation space to be maintained by a homeowner's association or other approved entity.
- (5) New residential lots shall be setback at least 200' from existing public roadways.
- (6) Existing lots fronting on Bridgeboro Road and Mount Holly Road shall not be subject to the conservation easement requirements herein.

(d) Affordable Housing. Any developer shall be obligated to provide the affordable housing units on the subject lots, or at such other location within the Township of Edgewater Park acceptable to the Township.

SECTION 2: A new zoning district shall be created as follows:

§ 16-82.21 R-8 SINGLE-FAMILY RESIDENTIAL DISTRICT.

A. Permitted Principal Uses. In an R-8 Single-Family Residential District, land shall be used only for the following permitted uses:

- (1) Single-family detached dwellings.
- (2) Single-family attached dwellings.
- (3) Public parks and recreational facilities.
- (4) Governmental buildings and facilities.

B. Permitted Accessory Uses. The following accessory uses shall be permitted when on the same lot with and customarily incidental to the foregoing permitted uses:

- (1) Private garages.
- (2) Utility sheds.
- (3) Private swimming pools, including above and below ground.
- (4) Fences and walls.
- (5) Decks and patios.
- (6) Home occupations.
- (7) Signs pursuant to §16-90.

C. Area and Bulk Regulations.

- (1) All uses other than residential shall comply with the requirements of the R-3

Zone or their applicable conditional use requirements.

- (2) The area and bulk regulations for this district shall be in accordance with the requirements set forth in the Schedule of Area and Bulk Requirements.
- (3) A continuous, low maintenance uniform perimeter privacy fence shall be provided along the sides and rear property lines of the tract at a height not less than 5'. Property owners shall be bound to maintain the fence and replace when necessary with a compatible fence.
- (4) Single-family attached units (townhouses) developed to comply with the applicable affordable housing regulations of the State of New Jersey may be provided as part of a larger development of single-family detached units for the purpose of providing additional housing types at varying levels of affordability. Single-family attached units shall be located on individual lots, however all such lots shall be governed by a Homeowner's Association that will regulate uniformity of unit appearance and maintenance.
- (5) Single-family attached units (townhouses) shall be set back at least 25' from interior site roadways, 60' from existing municipal public roadways, 40' from county public roadways.
- (6) Where sides of units, both single-family detached and attached, face existing public streets, an evergreen plant buffer shall be provided to shield views to the sides and rears of units from the public right-of-way. The width of the buffer shall be designed such that the intended screening can be effectuated.
- (7) Recreation areas for the tract are required and subject to Planning Board approval.

SECTION 3: The Zoning Schedule of Area and Bulk Requirements shall be modified to add new standards for both the R-7 and R-8 Zones as follows:

ZONING

SCHEDULE OF AREA AND BULK REQUIREMENTS

Zoning District	Minimum Lot Requirements			Minimum Yard Requirements				Maximum Principal Building & Structure Height (feet/stories)	Max. Impervious Coverage (%)	Minimum Habitable Floor Area (sq. ft.)
				Principal Buildings & Structures						
	Lot Area (sq. ft.)	Width (ft.)	Depth (ft.)	Front (ft.)	One Side (ft.)	Two Sides (ft.)	Rear (ft.) ⁽¹⁾			
R-7	32,000	150	200	30	20	50	35	35 / 2½	20	--
R-8 SF	8,125	60	125*	25	10	20	25	35 / 2½	40	
R-8 TH	2,500	24	100	25	**	**	25	35 / 2½	65***	

* Perimeter lots Include a 25' conservation easement that prohibits the location of structures therein, excluding fences.

** 10' Side yard for end units. 20' between two rows of units. No more than 6 units in a row.

*** In the R-8 zoning district, maximum impervious coverage shall allow an additional 250 square feet for rear patios for single family attached (townhouse) units.

SECTION 4: Block 404.06, Lot 1 is hereby rezoned from R-3 to R-8 and permits 19 single family detached units and 24 single family attached (townhouse) units. Single family attached (townhouse) units shall be constructed on interior roadways surrounded by single family detached units or open space.

SECTION 5: Block 203, Lots 3Q Farm and 3.02 are hereby rezoned to R-7 and permits 44 single family detached units.

The foregoing was introduced by the Edgewater Park Township Committee at its meeting held on February 2, 2010. This ordinance will be consider for adoption of final reading and public hearing to be held on March 16, 2010, at 7:00 PM, or shortly thereafter, and place to which such meeting may be adjourned, in the Municipal Building, 400 Delanco Road, Edgewater Park, New Jersey. At which time and place all persons interested will be given an opportunity to be heard concerning said Ordinance. During the week prior to and up to and including the date of such meeting, copies of said ordinance will be made available at the Clerk's office to the members of the general public who shall request the same.

Moved by: Mr. Booker Second: Mr. McElwee

Hearing no discussion:

Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, Mr. McElwee - yes, Mr. Pullion – abstain, Mayor Johnson-yes

RESOLUTION

Motion to Approve Resolution No. 2010 - 29 through 2010-30 by consent agenda; if any items on the consent agenda require discussion, it shall be removed from the consent agenda to the regular agenda.

Moved by: Mr. McElwee Second: Mr. Booker

Hearing no discussion:

Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, , Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

RESOLUTION NO. 2010-29 ***Resolution in Opposition to Senate Bill S-458***

WHEREAS, Senate Bill S-458, if signed into law, would remove the municipality's responsibility for assessing real property within the corporate bounds; and

WHEREAS, Senate Bill S-458; if signed into law, would remove the municipality's responsibility for collecting property taxes within the corporate bounds; and

WHEREAS, SOME MUNICIPALITIES within the County will inherit additional costs **SHIFTED TO THEM FROM OTHER MUNICIPALITIES WITHIN THE SAME COUNTY PARTICULARILY WHEN COSTS PERTAIN TO THE DEFENSE OF TAX APPEALS;** and

WHEREAS, if signed into law, the bill will deprive the municipality's of efficient and diligent control of property taxes and expenditures, which, as has been proven time and again, is best left to municipal government officials; and

WHEREAS, a municipality is a corporate body organized to provide local government services **DESIGNED TO MOST EFFECTIVELY AND EFFICIENTLY SERVE** the residents of THAT jurisdiction; and

WHEREAS, there exists NO empirical data or factual studies showing a transfer of the assessing and collection functions to a county authority will in any way reduce the taxes for the municipality OR the county; and

WHEREAS, a basic tenet of American political philosophy is that local governments have the inherent right to exercise authority to provide local services to its constituents and adopt ordinances and regulations for the good of the general public; and

WHEREAS, in New Jersey, municipalities are dubbed creatures of the State with the State exercising its supremacy in granting both implied and express powers to local governments while at the same time reserving unto itself the indispensable right to legislate mandates to be implemented by counties and municipalities; and

WHEREAS, local taxpayers will be at a loss of service they are accustomed to THAT THEY WOULD TYPICALLY RECEIVE from the TAX ASSESSMENT and TAX COLLECTION offices, and

WHEREAS, other MUNICIPAL Departments AND THE BUSINESS COMMUNITY will be at a loss of services they are accustomed to RECEIVING from the assessor's and collector's office,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and members of the Township Committee of the Township of Edgewater Park that:

1. They hereby adopt the facts and determinations as set forth in the preamble of this resolution as if the same were more fully set forth herein at length.
2. They hereby memorialize their vigorous opposition to the PENDING LEGISLATION KNOWN AS S-458 and the inherent ADDITIONAL COSTS AND DILUTION OF SERVICES associated with it.
3. The Municipal Clerk shall forward a copy of this resolution to Governor Chris Christie; Senate President Stephen M. Sweeney; Assembly Speaker Sheila Oliver, Senator Diane Allen, Assemblyman Herb Conaway, Assemblyman Jack Connors, the Tax Collectors and Treasurers Association of New Jersey (TCTANJ), the New Jersey Association of County Tax Boards (NCACTB) and the Association of Municipal Assessors of New Jersey (AMANJ).

RESOLUTION NO. 2010-30

***RESOLUTION AUTHORIZING THE PURCHASE OF AUTO CART CONTAINERS
PHASE II- AMENDING RESOLUTION 2009-80***

WHEREAS, the Township of Edgewater Park entered into an agreement with the Burlington County Board of Chosen Freeholder for the purchase of auto carts for paper recyclables on or about October 28, 2008; and

WHEREAS, the Township of Edgewater Park wishes to extend the auto cart collection program for the purchase of auto carts for paper recyclables for Phase II; and

WHEREAS, the Township of Edgewater Park approved the purchase Eight Hundred Twenty-Four (824) 96-gallon auto cart units and One Hundred Sixty (160) 64-gallon in the amount not to exceed \$42,456.16 approved on May 5, 2009 with Resolution 2009-8; and

WHEREAS, the Township of Edgewater Park needed to purchase fifty-two (52) additional 96-gallon auto cart units and five (5) additional 64-gallon in the amount not to exceed \$2,597.73; and

WHEREAS, the Township of Edgewater Park shall be liable to the Board of Chosen Freeholders for one-half of the actual purchase cost of \$45,053.89 for each cart acquired by the Board for the Township and no later than April 1, 2010 the Township shall pay one-twelfth of the cost of the carts in equal installments for a six year period ending April 2015.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF EDGEWATER PARK that the previously executed Agreement by and between the Township of Edgewater Park, a New Jersey municipal corporation, and Burlington County Board of Chosen Freeholders is hereby approved to include the purchase of auto carts for Phase II.

APPROVAL OF BILLS

Approval of Bills from January 20, 2010 - through February 1, 2010

Moved by: Mayor Johnson Second: Mrs. Belgard

Discussion: Mrs. Belgard questioned the meal allowance for the public work's employee's. Mrs. Dougherty stated that per the Public Works contract they are allotted meal reimbursements when they work overtime.

Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

APPROVAL OF MINUTES

January 2, 2010 Reorganization open session:

Moved by: Mayor Johnson Second: Mrs. Belgard

Discussion: Mrs. Belgard requested the minutes be checked because somewhere it refers to her as a him.

Roll Call with corrections as discussed: Mrs. Belgard - yes, Mr. Booker - yes, Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

OPEN TO THE PUBLIC: The Mayor opened this portion of the meeting to public comment.

Mr. Noel Rainey, 7 Spring Lane: Mr. Rainey stated the stop signs were put up seven years ago by the Developer of Silver Park West. Mr. Rainey stated that the Silver Park West residents would like the two signs removed; this matter has been discussed at their board meetings.

Mr. Rainey further questioned whether the larger municipalities would still be receiving trees from the Cool Cities Grant.

Mr. Rainey also questioned whether the Township would look into opening its own nursery on the vacant land owned by the Township.

Township Committee questioned Mr. Darji regarding the removal of the two existing stop signs at the intersections of Forrestal Lane and Spring Lane and Forrestal Lane and Belmont Avenue. Mr. Rainey discussed that if the development was built today he would not recommend the installation of the stop signs; residents are now familiar with the traffic pattern. Furthermore, if the signs are going to be removed there needs to be warning signs for public safety.

CLOSE: Hearing no one else wishing to speak the Mayor closed this portion of the meeting to public comment.

THERE WAS NO OTHER BUSINESS

CLOSED SESSION

Resolution No. 2010-31
Closed Session

Where it is necessary to ascertain legal advice and discuss matters concerning personnel and contractual obligations. Where it is necessary to ascertain legal advice concerning Township of Edgewater Park vs Silver Park West, LLC et seq. Where it is necessary to discuss matters Township of Edgewater Park to Miller Group. Where it is necessary to discuss items falling under litigation and or attorney client privilege. Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentially, then the matter will be made public

WHEREAS, it is necessary to discuss personnel possible litigation involving the Township of Edgewater Park which is a proper subject of exemption under the Open Public Meetings Act; and

WHEREAS, questions dealing with personnel matters is a proper subject of exemption under the Open Public Meetings Act; and

WHEREAS, questions dealing with the purchase lease or acquisition of real property with public funds is a proper subject of exemption under the Open Public Meetings Act; and

WHEREAS, questions dealing with any collective bargaining agreement or the terms or conditions of that agreement is a proper subject of exemption under the Open Public Meetings Act; and

WHEREAS, the disclosure of any material which constitutes an unwarranted invasion of individual privacy is a proper subject of exemption under the Open Public Meetings Act; and

WHEREAS, the release of any information would impair a right to receive funds from the Government of the United States; is a proper subject of exemption under the Open Public Meetings Act; and

WHEREAS, any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act or omission for which the responding party bears responsibility is a proper subject of exemption under the Open Public Meetings Act;

WHEREAS, the Township Committee desires to close this portion of the meeting to consider the aforementioned titled matters.

NOW THEREFORE, BE IT RESOLVED that the portion of the meeting dealing with the aforementioned matters shall be closed to the public and the results of the discussions held under the closed sessions shall be made available to the public at such early a time as possible.

Moved by: Mayor Johnson Second: Mr. Booker Time: 8:21 PM

Hearing no discussion:

Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

RE-ENTER PUBLIC SESSION

Moved by: Mrs. Belgard Second: Mr. McElwee Time: 9:25 PM

Hearing no discussion:

Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

ROLL CALL: Mrs. Belgard Mr. Booker Mr. McElwee Mr. Pullion Mayor Johnson

ANY OTHER BUSINESS - None

ADJOURN

Moved by: Mr. Booker Second: Mrs. Belgard Time: 9:25 PM

Hearing no discussion:

Roll Call: Mrs. Belgard - yes, Mr. Booker - yes, Mr. McElwee - yes, Mr. Pullion – yes, Mayor Johnson-yes

Kevin Johnson

Kevin Johnson, Mayor

Linda M. Dougherty

Linda M. Dougherty, RMC/Administrator